

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0552 Northwest Technical Institute

ACT#: 934

SECTION#: 6

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

CONTINGENCY. (a) To address needs emerging from the restructuring of the Technical Institutes, Northwest Technical Institute shall establish and maintain for the ~~2003-2005~~ 2005-2007 biennium a pool of four (4) unclassified positions and three (3) classified positions, payable from funds appropriated for Northwest Technical Institute. These positions are to be used by Northwest Technical Institute in the event that the number and level of positions available to address the needs emerging from business and industry driven program expansions exceeds the number of positions regularly authorized for Northwest Technical Institute.

(b) Northwest Technical Institute shall provide justification to the Department of Finance and Administration's Office of Personnel Management (OPM) for the need to allocate titles from this position pool. No classifications will be assigned to the pool until such time as specific positions are requested and justified by Northwest Technical Institute, recommended by OPM and approved by the Legislative Council. Northwest Technical Institute may transfer positions from this pool to any pay schedule the agency currently maintains or any pay schedule the agency receives during the ~~2003-2005~~ 2005-2007 biennium.

(c) Determining the number of personnel to be employed by a state agency is the prerogative of the General Assembly and is usually accomplished by delineating the maximum number of personnel by identifying job titles and the maximum grade or salary attached to those titles. The General Assembly has determined that Northwest Technical

AGENCY REQUEST

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0552 Northwest Technical Institute

ACT#: 934

SECTION#: 6

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

Institute could be operated more efficiently if some flexibility is given to that agency. That flexibility is being accomplished by providing growth pools in subsection (a) of this section and since the General Assembly has granted the agency broad powers under the growth pool concept, it is both necessary and appropriate that the General Assembly maintain oversight of the utilization of the growth pool by requiring prior approval of the Legislative Council in the utilization of the growth pool. Therefore, the requirement of approval by the Legislative Council is not a severable part of this section. If the requirement of approval by the Legislative Council is ruled unconstitutional by a court jurisdiction, this entire section is void.

If the agency requests continuation of a "Growth Pool" position(s) as established herein during the next biennium, the position(s) must be requested as a new position(s) in the agencies biennial budget request.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0552 Northwest Technical Institute

ACT#: 934

SECTION#: 7

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

PART-TIME FACULTY. The Technical Institutes are not required to remit a state contribution to the state employee insurance trust fund on Workforce Education Part-time Faculty Positions unless the position will be utilized for more than 1,000 hours a year.

The provisions of this section shall be in effect only from July 1, 2003 2005 through June 30, 2005 2007.

AGENCY REQUEST

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0552 Northwest Technical Institute

ACT#: NEW

SECTION#:

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

ADDITIONAL TEACHING LOAD. Instructional staff at Northwest Technical Institute, may be paid up to forty five (\$45) per clock hour for the fiscal year ending June 30,2006 and up to fifty dollars (\$50) per clock hour for the fiscal year ending June 30,2007, for non-credit teaching assignments; or up to five hundred dollars (\$500) per semester hour for the fiscal year ending June 30, 2006, and up to five hundred fifty (\$550) per semester hour for the fiscal year ending June 30, 2007, for teaching courses beyond the defined teaching load; and the employee's maximum allowable salary may be exceeded by such amount; provided, however, that such additional teaching load may not exceed one hundred fifty (150) clock hours or nine (9) semester credit hours per school year. Further, the provisions of this section shall only apply to credit and noncredit courses that are funded by Private Industry.

AGENCY REQUEST

* Language transferred from 0590 Workforce Education Department Special Language Act 1309 Section 28.

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0590 Northwest Technical Institute

ACT#:

SECTION#: NEW

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

EXTRA HELP RESTRICTION. No employee of Northwest Technical Institute, who is employed as "Extra Help" may receive an amount to exceed eighty-five percent (85%) of the maximum annual salary for a comparable position as authorized under Arkansas Code 21-5-201 et seq. during any fiscal year, nor shall such employee be employed for a period of time to exceed fourteen hundred (1400) hours in any single fiscal year.

The provisions of this section shall be in effect only from July 1, 2005 through June 30,2007. *

AGENCY REQUEST

* Language transferred from 0590 Workforce Education Department Special Language Act 1309 Section 31.

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0552 Northwest Technical Institute

ACT#:

SECTION#: NEW

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TECHNICIAN POSITIONS. The positions of Vo-Tech Technician II and of Vo-Tech Technician I, as authorized to the various technical institutes may be utilized only in the event that high technology programs are approved by the State Board of Workforce Education and Career Opportunities which require instructors who cannot be employed at the rates of pay approved for other vocational technical instructors. Such positions shall be restricted to use in high technology or critical skills area programs as defined by rules and regulations promulgated by the State Board.

_____ The provisions of this section shall be in effect only from July 1, 2005 through June 30, 2007. *

*Language transferred from 0590 Workforce Education Department Special Language Act 1309 Section 32.

AGENCY REQUEST DENIED